

AMENDMENTS TO THE CLAIMS

This Listing of Claims will replace all prior versions, including listings, of claims in the application.

Listing of Claims

Claims 1-24 (canceled).

Claim 25 (currently amended): A transgenic seed, seedling or plant comprising a polynucleotide which comprises a heterologous promoter operatively linked to a nucleic acid sequence encoding abscisic acid insensitive 5 (ABI5), ~~said promoter selected from the group consisting of a constitutive promoter, an inducible promoter and a derepressible promoter.~~

Claim 26 (currently amended): The transgenic seed, seedling or plant of claim 25 wherein said promoter is a constitutive promoter.

Claim 27 (currently amended): The transgenic seed, seedling or plant of claim 25 wherein said promoter is an inducible promoter.

Claim 28 (currently amended): The transgenic seed, seedling or plant of claim 25 wherein said transgenic seed, seedling or plant overproduces ABI5 in comparison to a non-transgenic an untransformed plant.

Claim 29 (currently amended): The transgenic seed, seedling or plant of claim 25 wherein said transgenic seed, seedling or plant is hypersensitive to abscisic acid in comparison to a non-transgenic an untransformed plant.

Claims 30-37 (canceled).

Claim 38 (currently amended): The transgenic seed, seedling or plant of claim 25 wherein said promoter is a derepressible promoter.

Claim 39 (currently amended): The transgenic seed, seedling or plant of claim 26 wherein said transgenic seed, seedling or plant overproduces ABI5 in comparison to a non-transgenic an untransformed plant.

Claim 40 (currently amended): The transgenic seed, seedling or plant of claim 26 wherein said transgenic seed, seedling or plant is hypersensitive to abscisic acid in comparison to a non-transgenic an untransformed plant.

Claim 41 (currently amended): The transgenic seed, seedling or plant of claim 27 wherein said transgenic seed, seedling or plant overproduces ABI5 in comparison to a non-transgenic an untransformed plant.

Claim 42 (currently amended): The transgenic seed, seedling or plant of claim 27 wherein said transgenic seed, seedling or plant is hypersensitive to abscisic acid in comparison to a non-transgenic an untransformed plant.

Claim 43 (currently amended): The transgenic seed, seedling or plant of claim ~~37~~ 38 wherein said transgenic seed, seedling or plant overproduces ABI5 in comparison to a non-transgenic an untransformed plant.

Claim 44 (currently amended): The transgenic seed, seedling or plant of claim ~~37~~ 38 wherein said transgenic seed, seedling or plant is hypersensitive to abscisic acid in comparison to a non-transgenic an untransformed plant.